

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office FEB 2 1982

Returned to applicant for correction.

Corrected application filed Map filed JUL 3 1979 under 38484

The applicant Lee Smith

1735 Belford Road of Reno

Street and No. or P.O. Box No.

City or Town

Nevada 89509 hereby make application for permission to change the

State and Zip Code No.

Manner of use and Place of Use of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 38485  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Underground - Well No. 2  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed .05 second feet  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Industrial and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Quasi - Municipal and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point within the E $\frac{1}{2}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  Section 3,  
Describe as being within a 40-acre subdivision of public survey and by course and  
T20N, R24E, MDB&M, or at a point from which the S $\frac{1}{4}$  corner of Section 3,  
distance to a section corner. If on unsurveyed land, it should be stated.  
T20N, R24E, MDB&M bears S 40° 34' 34" W 1281.74 feet.
6. The existing permitted point of diversion is located within E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$  Section 3, T20N, R24E,  
If point of diversion is not changed, do not answer.  
MDB&M, or at a point from which the S $\frac{1}{4}$  corner of Section 3, T20N, R24E,  
MDB&M bears S 40° 34' 34" W 1281.74 feet. (same as above)
7. Proposed place of use a portion of E $\frac{1}{2}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  Section 3, T20N., R24E,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
MDB&M, 11.73 acres
8. Existing place of use W $\frac{1}{2}$  of SE $\frac{1}{4}$  Section 3, T20N, R24E, MDB&M.  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Well, pump and storage tank and water  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
distribution system.  
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$15,000.00
13. Estimated time required to construct works two years

14. Estimated time required to complete the application of water to beneficial use four years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Industrial use and dust control not to exceed 3.285 million gallons

annually. For leveling of land for subdivision and construction

Use map filed under 38484

By s/Lee Smith  
Lee S. Smith  
1735 Belford Road,  
Reno, Nevada 89509

Compared js/ lmr bl/ja

Protested \_\_\_\_\_

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby **grant the same**, subject to the following limitations and conditions:

This permit to change the place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 38485 is issued subject to the terms and conditions imposed in said Permit 38485 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permit 38484 shall not exceed 3.285 million gallons annually.

The total remaining duty under Permits 38484 and 38485 is 3.285 million gallons annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.05 cubic feet per second, but not to exceed 3.285 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 5, 1983

Proof of completion of work shall be filed before March 5, 1983

Application of water to beneficial use shall be made on or before February 5, 1984

Proof of the application of water to beneficial use shall be filed on or before March 5, 1984

Map in support of proof of beneficial use shall be filed on or before \_\_\_\_\_

Completion of work filed JAN 19 1984

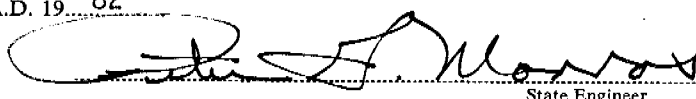
Proof of beneficial use filed MAR 14 1986

Cultural map filed MAR 14 1986

Certificate No. 11904 Issued JUN 23 1987

IN TESTIMONY WHEREOF, I PETER G. MORROS,  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 my office, this 14th day of DECEMBER,

A.D. 19 82

  
 State Engineer